

1 A No, I did not.

2 Q What did you say?

3 A I said that I had a dummy load attached to a piece  
4 of transmission equipment. I didn't say I was using it for  
5 translation purposes.

6 JUDGE STEINBERG: And also, it wasn't volunteered.  
7 It was in response to a question.

8 BY MR. HELMICK:

9 Q Would you please describe what you did to send  
10 this signal into a dummy load?

11 A What happened --

12 MR. NAFTALIN: I'm going to object to the  
13 relevance of this question. We are outside the bounds of  
14 this proceeding, I believe.

15 JUDGE STEINBERG: Mr. Helmick?

16 MR. HELMICK: Your Honor, I think it goes to a  
17 pattern of conduct. I'm surprised Mr. Turro said it. I  
18 think we are entitled to examine him on that.

19 JUDGE STEINBERG: Well, a pattern of conduct, we  
20 have one incident, and to the best of what I have heard in  
21 the courtroom here today, and what I heard from the  
22 engineers yesterday, what you are suggesting that has been  
23 done is not possible.

24 So where is the second part of the pattern?

25 MR. HELMICK: Can we have a break for just a

1 minute, Your Honor?

2 JUDGE STEINBERG: Yes.

3 (Whereupon, a recess was taken.)

4 JUDGE STEINBERG: Back on the record.

5 Mr. Helmick?

6 (Pause.)

7 BY MR. HELMICK:

8 Q Mr. Turro, I would like to just nail down, ask for  
9 one brief question on this to nail it down. On page 11 of  
10 your statement, your direct written case statement, Turro  
11 Exhibit 1.

12 A Yes.

13 Q You state that "The use of a direct connection to  
14 the Fort Lee translator has been used rarely because there  
15 has been very few times when an emergency has occurred at  
16 the same time that the Dumont studio, the Monticello station  
17 program feed has been out of Commission."

18 Do you see that?

19 A Yes.

20 Q Since WJUX has gone on the air, what is your best  
21 recollection as to whether you have ever used the microwave  
22 feed for emergency purposes?

23 A From October '94 through July 1st of '95?

24 Q Yes, sir.

25 A Between zero and five.

1           Q     Now, in your testimony you stated that you have --  
2     it's less -- five times or less that you have used the  
3     emergency -- the microwave link for emergency purposes. And  
4     I believe, my recollection is that yesterday you stated that  
5     the five times or less referred all the way back to when  
6     Franklin Lakes was on the air?

7           A     That is correct.

8           Q     Now, I am asking you only to break it down from  
9     the time WJUX was on the air.

10           JUDGE STEINBERG: I think we did this extensively  
11     yesterday.

12           MR. HELMICK: And I'm not sure we got an answer to  
13     it yesterday that could be relied upon.

14           JUDGE STEINBERG: Well, I think we got an answer  
15     yesterday to the best of the witness's recollection, and I  
16     think the answer was he doesn't know.

17                     Is that accurate?

18           THE WITNESS: Yes, Your Honor.

19           JUDGE STEINBERG: That you can't say with any  
20     certainty the number of times between October of '94 and  
21     July 1, '95, that the direct connection was used?

22           THE WITNESS: No, Your Honor.

23           MR. HELMICK: All right.

24           JUDGE STEINBERG: But that to the best of your  
25     recollection, in all the time that you had the microwave it

1 was used no more than five times?

2 THE WITNESS: Yes, Your Honor.

3 JUDGE STEINBERG: But you don't know which was  
4 before and which was after?

5 THE WITNESS: No, Your Honor.

6 JUDGE STEINBERG: That was what happened  
7 yesterday, I think.

8 (Pause.)

9 MR. HELMICK: One moment, Your Honor. I'm just  
10 going through my tabs here to make sure I've covered  
11 everything.

12 JUDGE STEINBERG: No problem.

13 MR. HELMICK: Just a couple more.

14 (Pause.)

15 JUDGE STEINBERG: Off the record.

16 (Pause off the record.)

17 JUDGE STEINBERG: Back on the record.

18 MR. HELMICK: Just a couple -- two questions and I  
19 think we are out of here.

20 BY MR. HELMICK:

21 Q Mr. Turro, turn to Bureau Exhibit 2, Bates stamp  
22 67. I'll refer you to the second paragraph of that  
23 newspaper article from the New York Times. Can you read  
24 that to yourself?

25 A Okay.

1 Q Now, that station refers to WJUX-FM 103.1. 103.1  
2 is the frequency of the Fort Lee translator. Is the  
3 listening public, or is WJUX-FM synonymous to the public  
4 with your Fort Lee translator?

5 MR. NAFTALIN: Calls for speculation, Your Honor.

6 JUDGE STEINBERG: Well, I don't know how Mr. Turro  
7 could answer a question for the public.

8 MR. HELMICK: Well, let's back up.

9 BY MR. HELMICK:

10 Q Let's go to Bates stamp 66.  
11 Is that some promotional material for Jukebox  
12 Radio?

13 A It's very old.

14 And the answer to your question is yes.

15 Q And that refers to Bergen County's FM 103.1?

16 A Yes, it does.

17 Q Your hometown radio station.

18 A That's correct.

19 Q And the newspaper article, that paragraph I just  
20 asked you to read says, "The station WJUX-FM 103.1 has just  
21 celebrated its first anniversary as 'Bergen County's  
22 hometown radio station.'" Correct?

23 A That's how it reads.

24 Q Would they be referring to the first anniversary  
25 after WJUX-FM Franklin Lakes went on the air?

1 MR. NAFTALIN: Objection. Calls for speculation.  
2 I don't think this witness -- there is a foundation to  
3 establish what this witness knew the reporter knew.

4 JUDGE STEINBERG: What year were you 39 years old?

5 THE WITNESS: 1994.

6 MR. NAFTALIN: Bad question.

7 JUDGE STEINBERG: 1994. Okay. Then two  
8 paragraphs down it says, it refers to Mr. Turro as a 39-  
9 year-old. So if the newspaper article, and he was 39 years  
10 old in 1994, when was your birthday?

11 THE WITNESS: January 23rd.

12 JUDGE STEINBERG: In '94?

13 THE WITNESS: Yes.

14 JUDGE STEINBERG: January is a great month in  
15 which to have a birthday.

16 (Laughter.)

17 MR. ARONOWITZ: I object, Your Honor.

18 JUDGE STEINBERG: Just coincidentally my birthday.

19 And so January 1994, and if the newspaper article  
20 is correct, then it had to refer to Franklin Lakes. But we  
21 don't have J. Romano on the witness stand.

22 MR. NAFTALIN: That's my point. There is no  
23 foundation to establish this witness has --

24 JUDGE STEINBERG: I think we have an answer,  
25 though.

1 MR. HELMICK: All right. I think we have an  
2 answer as well, Your Honor.

3 JUDGE STEINBERG: Although I'm not sworn.  
4 (Pause.)

5 BY MR. HELMICK:

6 Q Direct your the fourth paragraph where you are  
7 quoted again in this newspaper article as saying, "Everybody  
8 realizes that it's about time Bergen County had its own  
9 radio station," quoting Jerry Turro.

10 Is that quote accurate, Mr. Turro?

11 A Did I say it exactly that way? I don't know.

12 Q I'm not asking exactly. Is the substance of the  
13 quotation accurate, Mr. Turro?

14 A I believe it to be.

15 Q Now, when you made that statement, wasn't WJUX-FM  
16 on the air?

17 A Yes.

18 Q And where is WJUX-FM located?

19 A Franklin Lakes, New Jersey.

20 Q Which is in what county?

21 A Bergen County.

22 MR. HELMICK: Thank you. No further questions,  
23 Your Honor.

24 JUDGE STEINBERG: Let's take a break, and we will  
25 let Mr. Riley resume after the break. We will come back at

1 2:45. Is that okay? Is that too long or too short?

2 THE WITNESS: No, that's fine, Your Honor.

3 MR. RILEY: That's fine, Your Honor.

4 MR. ARONOWITZ: What time, Your Honor?

5 JUDGE STEINBERG: 2:45.

6 MR. ARONOWITZ: 2:45, okay.

7 JUDGE STEINBERG: So off the record.

8 (Whereupon, a recess was taken.)

9 JUDGE STEINBERG: Back on the record now.

10 Mr. Riley?

11 MR. RILEY: Yes, I have just a very few questions

12 for Mr. Turro, Your Honor.

13 CROSS-EXAMINATION

14 BY MR. RILEY:

15 Q Mr. Turro, one question to make sure the record is  
16 complete on this. Is the WJUX-FM antenna, WJUX-FM, the  
17 Monticello station, is that antenna on the same tower as is  
18 the WVOS-FM antenna?

19 A Yes.

20 Q You testified in response to questions from Mr.  
21 Helmick, I think, about your understanding of what an LMA  
22 was. According to my recollection of your testimony you  
23 indicated that an LMA as you understood it involved leasing  
24 a radio station, paying the monthly fee to the licensee,  
25 paying the bills of the station, controlling the personnel,



1 2:45. Is that okay? Is that too long or too short?

2 THE WITNESS: No, that's fine, Your Honor.

3 MR. RILEY: That's fine, Your Honor.

4 MR. ARONOWITZ: What time, Your Honor?

5 JUDGE STEINBERG: 2:45.

6 MR. ARONOWITZ: 2:45, okay.

7 JUDGE STEINBERG: So off the record.

8 (Whereupon, a recess was taken.)

9 JUDGE STEINBERG: Back on the record now.

10 Mr. Riley?

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12 for Mr. Turro, Your Honor.

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16 complete on this. Is the WJUX-FM antenna, WJUX-FM, the  
17 Monticello station, is that antenna on the same tower as is  
18 the WVOS-FM antenna?

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21 Helmick, I think, about your understanding of what an LMA  
22 was. According to my recollection of your testimony you  
23 indicated that an LMA as you understood it involved leasing  
24 a radio station, paying the monthly fee to the licensee,  
25 paying the bills of the station, controlling the personnel,

1 controlling the station.

2 With respect to the relationship you and entities  
3 you control have with WJUX-FM in Monticello, is it your  
4 understanding that that is similar to what your  
5 understanding is of an LMA?

6 A No.

7 Q Now, do you still have up there at the witness  
8 stand Bureau Exhibit 8?

9 A Yes, I do.

10 Q I would like you to open that to Bates stamp page  
11 140, which is the amendment to the network affiliation  
12 agreement.

13 A Yes.

14 Q And is it your testimony that this amendment  
15 reflects the understanding that you and Mr. Weis had reached  
16 on counsel's advice back in October - November of '94?

17 A That is correct.

18 Q Do you have up there with you a copy of your  
19 deposition transcript?

20 A Yes, I do.

21 Q Would you look -- I would like you to read --

22 MR. RILEY: Well, let me go about this somewhat  
23 differently if I may, Your Honor, and withdraw the "I would  
24 like you to read."

25 //

1 BY MR. RILEY:

2 Q Now, I think you testified this morning that  
3 through Jukebox Radio Network you provide programming to  
4 WJUX-FM and the station can take it or not?

5 Do you recall testimony of that sort?

6 A Yes, I do.

7 Q Now, I think you also testified that when Carol  
8 Montana sends to the Dumont studios of Jukebox Radio lists  
9 of public service announcements and/or when you receive  
10 programming sent down from WJUX that had been produced by  
11 Mr. Blabey, the programming that may have been on WVOX  
12 already, that the network has complete discretion to reject  
13 that programming.

14 Do you recall giving testimony of that sort?

15 A Yes, I do.

16 Q With reference to Bates stamp page 140 of Mass  
17 Media Bureau Exhibit 8, and in particular I direct your  
18 attention what is numbered in parentheses paragraph 3 on  
19 that page. Do you see the paragraph I am referring to, Mr.  
20 Turro?

21 A Yes, Mr. Riley.

22 Q That paragraph speaks of a right of Monticello  
23 Mountaintop Broadcasting, Inc., the WJUX licensee, to delete  
24 or preempt network programming.

25 Is it within that paragraph and the principle that

1 it expresses that WJUX can take network programming or not?

2 A That is correct.

3 Q That is, if -- well, let me just ask you this. If  
4 WJUX without regard to the principles set forth at page 140  
5 of Bureau Exhibit 8 simply did not carry programming  
6 provided to it by the network, if, for example, it decided,  
7 Monticello Mountaintop decided that three days a week it  
8 would not carry any programming from the network but would  
9 play top 40 programming, would the network entity still feel  
10 that the contract was still in existence, or that Monticello  
11 Mountaintop was in compliance with the contract, being the  
12 network affiliation agreement?

13 A Sure.

14 Q You would?

15 A Sure.

16 Q Would you feel obligated to make the monthly  
17 payment to Monticello Mountaintop?

18 A Sure.

19 JUDGE STEINBERG: Would you be happy about that?

20 THE WITNESS: No.

21 BY MR. RILEY:

22 Q Let me have you look at -- well, let me go further  
23 than this, though, having started down this path.

24 In the event the network exercises what you  
25 described earlier as the network having complete discretion

1 to reject public service announcements sent by Carol Montana  
2 to the network or public affairs programming sent to the  
3 network from up at WJUX-FM in Monticello, do you understand  
4 that it would be within the principles of this  
5 parenthetically numbered paragraph 3 at page 140 of Bureau 8  
6 for WJUX-FM then to delete network programming and put these  
7 public service announcements and public affairs programming  
8 on the air directly at WJUX?

9 A Yes.

10 Q Lastly, if you would look at your deposition, Mr.  
11 Helmick had referred to you pages 200 and 201 of your  
12 deposition this morning. And I would like you to look at  
13 page -- go beyond where Mr. Helmick's reference had left you  
14 and if you would look at the bottom of page 201, beginning  
15 at line 21, and continue to the top of page 202.

16 A It would be how far down 202?

17 Q Okay, I would like you to go down page 202 to line  
18 13.

19 You have read that, have you?

20 A No.

21 Q Okay.

22 (Witness reviews document.)

23 THE WITNESS: Okay, I've read it.

24 MR. RILEY: All right.

25 BY MR. RILEY:

1 Q Did you understand that Mr. Weis and Mr. Blabey  
2 had arranged for the provision of public affairs programming  
3 that would end up being broadcast over WJUX-FM?

4 A Could you repeat the question, please?

5 Q Okay. Did you understand that Mr. Weis and Mr.  
6 Blabey had arranged to have public affairs programming  
7 provided that would be broadcast on WJUX-FM?

8 A Yes.

9 Q And did you for the network make a decision to  
10 carry that programming on the network?

11 A Yes.

12 Q Would that programming have sounded the same to  
13 listeners in Sullivan County if it had been broadcast from  
14 the Ferndale studio facility directly to the transmitter and  
15 on the air --

16 A Yes.

17 Q -- as if it had gone to the Dumont facility and  
18 been incorporated in the network feed, and then through the  
19 network feed been broadcast by WJUX-FM?

20 This is not an engineering question.

21 A Yes.

22 MR. RILEY: I think that's all I have, Your Honor.

23 JUDGE STEINBERG: Mr. Naftalin.

24 MR. NAFTALIN: Recognizing that we are all getting  
25 a little punchy, Your Honor, I will try and make this as

1 short as possible.

2 REDIRECT EXAMINATION

3 BY MR. NAFTALIN:

4 Q Mr. Turro, would you turn to page 17 of your  
5 statement, which is Turro Exhibit No. 1? I think you have  
6 it up there.

7 Are you on page 17?

8 A Yes, sir.

9 Q Okay. Would you -- the paragraph that starts  
10 toward the bottom of the page, would you look at the first  
11 sentence of that and let me know if there is anything you  
12 think should be corrected in that first sentence?

13 A Light number five should be changed to light  
14 number one.

15 Q And is that a typographic error, to your  
16 knowledge?

17 A Yes, it is.

18 Q Thank you.

19 Mr. Turro, you have answered a number of  
20 questions, quite a number of questions concerning the  
21 monthly payments made by the network to MMBI, and unless you  
22 wish to you don't have to look at it again, but the network  
23 affiliation agreement has a schedule of monthly payments for  
24 the network to make.

25 It's been danced all around. Why did you agree to

1 make the monthly payments in the amounts that are specified  
2 in the network agreement?

3 A It made business sense.

4 Q It made business sense to you?

5 A Sure.

6 Q It made business sense to your network?

7 A Oh, yeah.

8 Q Okay. Now, there was some testimony the other day  
9 that at some point in time Mr. Weis and MMBI sought an  
10 increase to the monthly payments.

11 Did that occur?

12 A I believe it did.

13 Q Can you give us an idea of the amount of that  
14 increase, roughly?

15 A About \$100 a month.

16 Q Say it again?

17 A About \$100 a month.

18 Q Okay. Thank you.

19 Did Mr. Weis discuss the increase with you before  
20 he sought it or did he just show up and say, "Pay this or  
21 else"?

22 A No, it was discussed beforehand.

23 Q Okay. Why did you agree to an increase?

24 A Mr. Weis was going to install a generator at the  
25 WJUX-FM transmitter site, and it made sense for the network



1 to protect the network equipment up there. It's digital  
2 equipment. It doesn't like seeing voltage spikes or drops.  
3 Having power there available to keep it on line just made  
4 sense, to protect it from damage.

5 Q Okay.

6 A Because of a power failure -- the last thing we  
7 want to do is be sitting on a power line, and there is a  
8 power failure, and then the power comes back on and then  
9 there is a surge, and then you blow up your equipment. So  
10 it makes a lot more sense if you can have a standby  
11 generator, running off a generator while you're waiting for  
12 the power to come up and stabilize, because when the power  
13 comes back on again the generator would run for awhile  
14 before it does make the switch.

15 JUDGE STEINBERG: Doesn't they have surge  
16 protectors for transmitters?

17 THE WITNESS: Up there, Your Honor, it would be  
18 kind of hard to do because the variations there in the  
19 country are wild. And if you had a surge protector, you  
20 would probably find out it would be blown up more than  
21 working.

22 JUDGE STEINBERG: That's all I have.

23 MR. NAFTALIN: Okay.

24 BY MR. NAFTALIN:

25 Q To sum that up because I don't think I understood

1 every word in there.

2 A I'm sorry.

3 Q No, no, don't be sorry. I'm sure that was a great  
4 explanation. I just didn't understand part of it.

5 JUDGE STEINBERG: I was going to say suggest that  
6 your engineer explain it to you after the hearing.

7 MR. NAFTALIN: Well, you see I am all by myself  
8 here.

9 BY MR. NAFTALIN:

10 Q Is it correct to say that the network was willing  
11 to pay the increase in the monthly payments because it got a  
12 reasonable value back for that increased payment?

13 A Yes.

14 Q All right. There has been a fair amount of  
15 discussion about sales, network sales of advertising time in  
16 Sullivan County or for Sullivan County and that sort of  
17 thing, Mr. Turro.

18 I believe you testified that the network placed a  
19 sales person of its own in Sullivan County to sell ad time  
20 in Sullivan County; is that right?

21 A Yes.

22 Q Okay. Can you remember about when the network  
23 first put a person down there?

24 A Approximately January of 1995, approximately.

25 Q Okay. Who was that person?

1 A Georgia Fleenor.

2 Q And did Georgia Fleenor actually sell any ads for  
3 the network in Sullivan County, Mr. Turro?

4 A Yes, she did.

5 Q Okay. Now, we understand that the illustrious Ms.  
6 Fleenor was actually replaced at some point?

7 A Yes, she was.

8 Q Although she lost her job, she was replaced by  
9 another salesperson?

10 A Yes.

11 Q And did the subsequent salesperson in Sullivan  
12 County also sell ads?

13 A Yes.

14 Q Thank you.

15 Now, Mr. Turro, you had some questioning from Mr.  
16 Helmick concerning percentages of ad sales, trying to  
17 compare Bergen County ads, Sullivan County ads and that sort  
18 of thing.

19 Let me ask you this: In terms of advertising buys  
20 on the network, can you give me a percentage, an  
21 approximately percentage of how much -- out of 100 percent,  
22 about how many advertising buys come from Bergen County  
23 businesses?

24 A Forty-five percent.

25 Q About 45 --

1 JUDGE STEINBERG: Can we have the time period.

2 MR. HELMICK: Yes, we need a time frame.

3 MR. NAFTALIN: Okay.

4 BY MR. NAFTALIN:

5 Q All right, let me start with now. What did your  
6 answer refer to when you said it?

7 A I'm giving you a rolling average.

8 Q Would you say that the 45 percent number that you  
9 gave was approximately right for the whole period of time, I  
10 mean, to the best of your understanding?

11 A I would say for the last two years of operation.

12 Q Okay.

13 A I really can't get more accurate than that.

14 Q All right. All right, for the last two years of  
15 operation.

16 And give a percentage for me of ad buys from  
17 businesses located within Sullivan County.

18 A About 10 percent.

19 Q That leaves about 45 percent of your ad inventory.  
20 Who or what bought the other 45 percent of your ad  
21 inventory?

22 A Regional. Regional.

23 Q Regional?

24 A Regional or national.

25 Q Regional --

1 A Regional or national advertisers.

2 Q Regional, can you -- would regional or national  
3 advertisers be trying to sell products in both Bergen County  
4 and Sullivan County?

5 A Yes.

6 Q Okay. Can you give me some examples of regional  
7 advertising, or national advertisers that would could be  
8 trying to attract business in both Bergen County and  
9 Sullivan County?

10 A Subaru; Buick; banks. I don't write these  
11 contracts. Broadway show people buy shows. I don't write  
12 the contracts, but it's about 45 percent. There is a fair  
13 amount of regional and national.

14 Q So, in addition to the 10 percent, roughly 10  
15 percent of ad buys directly from businesses located in  
16 Sullivan County, there is roughly another 45 percent of ad  
17 buys which would certainly be -- which would be businesses  
18 trying to -- interested in attracting revenues out of  
19 Sullivan County?

20 A Yes.

21 Q Okay. You testified at some point -- heaven knows  
22 when -- that you were "supervised construction of WXTM"?

23 A Yes.

24 Q Okay. Could you give me a more specific idea of  
25 what you meant by "supervised construction of WXTM"?

1           A     I watched the guys do it. I watched the  
2 transmitter installed. I watched the antenna installed. I  
3 basically watched the -- I watched the electricians put the  
4 power to the transmitter. I watched the gentleman from  
5 Energyonics come down and commission the transmitter. I  
6 didn't really get heavily into hands on with it.

7           Q     Okay. Now, you did install the network equipment  
8 with your own two hands?

9           A     Yes.

10          Q     Okay. Was Mr. Weis involved?

11          A     Well, he was there present through pretty much the  
12 whole thing.

13          Q     Okay. And did he -- was he sitting in his car  
14 listening to the radio or was he involved?

15          A     He was involved.

16          Q     Okay. What did he do?

17          A     He yelled at his construction guys, you know.

18          Q     Did he direct the construction?

19          A     There you go. He directed the construction guys.

20          Q     All right.

21          A     His own construction people.

22          Q     Now, this was a crew from his own company, right?

23          A     Yes.

24          Q     Let's take one more shot at the five -- the no  
25 more than five emergency messages language. Let me try.

1 The problem with this whole thing is your memory is foggy,  
2 right?

3 A Yes.

4 Q Okay. From late October 1994, when the Monticello  
5 station goes on the air, until such time as the microwave  
6 station was turned off for ever, some time at the beginning  
7 of July of 1995, you've testified that you had no more than  
8 five -- no more than five emergency messages that could have  
9 been put on the microwave.

10 MR. ARONOWITZ: Objection, Your Honor.

11 JUDGE STEINBERG: Yes?

12 MR. ARONOWITZ: And I'm not entirely sure that Mr.  
13 Turro testified to that, or testified to that within that  
14 time limit. I'm not --

15 MR. NAFTALIN: Oh, okay, let me rephrase it.

16 BY MR. NAFTALIN:

17 Q In the history of your -- in the history of your  
18 involvement in radio up in New Jersey, you have testified  
19 that there has been a five, or no more than five times when  
20 the microwave has been used to put emergency messages on the  
21 Fort Lee translator?

22 A Yes.

23 Q Okay? Okay.

24 Now, moving into the late October 1994 to early  
25 July 1995 period of time, you're unclear as to the number of

1 emergency messages that may have been put on the microwave  
2 during that period of time?

3 A That is true.

4 Q Is it possible there were no emergency messages  
5 put on during that period of time?

6 A It's possible.

7 Q Okay. Mr. Turro, touching, I hope, briefly on the  
8 subject of dummy loads or mother loads or whatever they are,  
9 have you ever yourself or have you ever caused to happen  
10 starting from late October 1994 through this minute right  
11 now, from the time that Monticello station went on the air  
12 to this very instant, have you personally ever, have you  
13 ever caused to have happen, have you ever sought to have a  
14 dummy load placed somewhere to -- in the Mediterranean  
15 Towers or anywhere around it -- to simulate or fake off-air  
16 reception of the Monticello station by the Fort Lee  
17 translator? Have you ever --

18 A Absolutely not.

19 Q Have you ever through any technical means, any  
20 devise, voodoo, magic, any technique know, that you know of  
21 caused something in some way to fabricate the appearance of  
22 the reception of the Monticello station off the air by the  
23 BCCBF?

24 A Absolutely not.

25 Q Mr. Turro, you have known Herman Hurst for many



1 years; is that right?

2 A This is true.

3 Q Okay. He's been your consulting engineer for a  
4 number of years?

5 A Yes.

6 Q Okay. And have you used his services as a  
7 consulting engineer periodically for years?

8 A Yes.

9 Q Have you ever tried to mislead Mr. Hurst with  
10 respect to the circumstances of your radio operation?

11 A Never.

12 Q Okay. Have you generally -- in fact, have you  
13 always tried to describe radio matters to him as accurately  
14 as possible?

15 A Yes.

16 JUDGE STEINBERG: How about equipment located  
17 there at various times?

18 MR. NAFTALIN: Okay.

19 BY MR. NAFTALIN:

20 Q Have you accurately described -- when you have had  
21 occasion to describe to Mr. Hurst locations of equipment,  
22 uses of equipment, kinds of equipment, installations of  
23 equipment, anything of that nature, have you described such  
24 matters to him as accurately as possible?

25 A Yes.